

**Minutes of the Regular Meeting of the**

**STATE BOARD OF EDUCATION  
2500 NORTH LINCOLN BOULEVARD  
STATE BOARD ROOM, SUITE 1-20  
OKLAHOMA CITY, OKLAHOMA**

**September 26, 2019**

The State Board of Education met in regular session at 9:30 a.m. on Thursday, September 26, 2019, in the Board Room of the Oliver Hodge Education Building at 2500 North Lincoln Boulevard, Oklahoma City, Oklahoma. The final agenda was posted at 9:15 a.m. on Wednesday, October 23, 2019.

The following were present:

Mr. Brad Clark, General Counsel  
Ms. Terrie Cheadle, Chief Executive Secretary

Members of the State Board of Education present:

State Superintendent Joy Hofmeister, Chairperson of the Board  
Mr. Brian Bobek, Oklahoma City  
Mr. William “Bill” Flanagan, Claremore  
Mrs. Carlisha Williams Bradley, Tulsa  
Mrs. Estela Hernandez, Oklahoma City  
Mrs. Jennifer Monies, Oklahoma City

Members of the State Board of Education not present:

Mr. Barry “Kurt” Bollenbach, Kingfisher

Others in attendance are shown as an attachment.

**CALL TO ORDER  
AND  
ROLL CALL**

State Superintendent Joy Hofmeister called the State Board of Education regular meeting to order at 9:30 a.m. and welcomed everyone to the meeting. Ms. Cheadle called the roll and ascertained there was a quorum.

**PLEDGE OF ALLEGIANCE, OKLAHOMA  
FLAG SALUTE, AND MOMENT OF SILENCE**

Superintendent Hofmeister led Board Members and all present in the Pledge of Allegiance to the American Flag, a salute to the Oklahoma Flag, and a moment of silence.

**STATE SUPERINTENDENT**

**Information from the State Superintendent**

Superintendent Hofmeister updated on the Student Success Summit-October 7, Congressional Hearing testimony; Bridges to Hope: Teaching in the Shadow of Trauma summit, EngageOK: Federal Programs Summit and Administrators Conference, November 4-5; Rave Panic Button app news conference; Jena Nelson, 2020 Oklahoma Teacher of the Year and Becky Oglesby, 2019 Teacher of the Year.

**Recognition of Department Employee for the month of September**

Superintendent Hofmeister recognized Levi Patrick, Executive Director, Instruction, as employee for the month September.

**BOARD ADMINISTRATIVE**

**August 22, 2019 regular meeting minutes  
of the State Board of Education - Approved**

Board member Flanagan moved to approve the minutes of the August 22, 2019, regular meeting. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Ms. Hernandez; and Superintendent Hofmeister, yes.

**First-Year Superintendents**

Superintendent Hofmeister introduced first-year superintendent Richard Reed, Turkey Ford Public Schools.

## **PUBLIC COMMENT**

**(Item not on the Agenda)**

Ms. Tammy Ethelberth signed up to address the non-payment of salary obligations from Langston Hughes Academy of Arts and Technology, Langston Hughes Academy of Arts and Technology Board of Education and Langston University-Charter sponsor.

### **Proposed 2020 State Board of Regular Meeting Dates**

Superintendent Hofmeister said the proposed 2020 meeting dates are presented for review including dual dates for members of the Career Tech State Board.

### **CONSENT DOCKET - Approved**

Discussion and possible action on the following deregulation applications, statutory waivers, and exemptions for the 2019-2020 school year and other requests:

- (a) **Abbreviated School Day – OAC 210:35-29-2 and 210:35-3-46**
  - Watts Public Schools, Adair County
  - Little Axe Public Schools, Cleveland County
  - Bristow Public Schools, Creek County
  - Keota Public Schools, Haskell County
  - Prague Public Schools, Lincoln County
  - Choctaw-Nicoma Park Public Schools, Oklahoma County
  - Harrah Public Schools, Oklahoma County
  - Lexington Public Schools, Cleveland County
  - Pioneer Pleasant Vale Public Schools, Garfield County
  - LeFlore Public Schools, LeFlore County
  - Purcell Public Schools, McClain County
  - Perry Public Schools, Noble County

Board members discussed and asked questions regarding consequences of tabling Consent Docket items, at-risk-students instructional hours waived justifications/goals; State Board of Education (SBE) additional information request, require 2020 applications include justifications, goals, corrective actions/progress reports; and SDE provide follow-up accreditation data reports.

Ryan Pieper, Executive Director, Accreditation, reported the **Abbreviated Day waiver**, Consent Docket item 6. (a), requested by Little Ax Public Schools was resubmitted and hour discrepancies addressed which would be 4 hours per day. Other districts were also contacted, applications resubmitted and vetted by Accreditation staff. One school district did not resubmit.

Mr. Pieper said the Lexington Public Schools waiver application reflected the existence of an alternative education program and request to shorten days per week but not amount of time. The reason or purpose not explained in the application was to allow students Career Tech opportunities and/or employment.

Board members Monies and Hernandez recommended changing 3 year requests to 1 year; pulling Little Ax, Keota and Lexington for additional information; 1 year extensions to Purcell, Perry, and Pioneer Pleasant Vale.

Board member Monies motioned to table **Little Ax, Keota and Lexington School Districts Abbreviated Day waivers** and request follow up information; to approve 1-year waivers for the remaining school districts including Purcell, Perry, and Pioneer Pleasant Vale School Districts.

Board member Flanagan seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Ms. Hernandez; and Superintendent Hofmeister, yes.

(b) **Cooperative Agreements for Alternative Education Programs – 70 O.S. § 1210.568**

Peavine Public Schools, Adair County  
Piedmont Public Schools, Canadian County  
Fox Public Schools, Carter County  
Springer Public Schools, Carter County  
Bishop Public Schools, Comanche County  
Kiefer Public Schools, Creek County  
McCurtain Pubic Schools, Haskell County  
Meeker Public Schools, Lincoln County  
Purcell Public Schools, McClain County  
Frontier Public Schools, Noble County  
Jennings Public Schools, Pawnee County  
Justice Public Schools, Seminole County  
Porter Consolidated, Wagoner County  
Waynoka Public Schools, Woods County

**3 Year Request**

Red Oak Public Schools, Latimer County

Board members discussed and asked question regarding **Cooperative Agreement alternative education programs** Consent Docket 6.(b); hardships if not granted; Frontier Public Schools resubmission refusal; SBE needs to clarify rigor/ specific information requests; state statutes and SBE responsibility.

Board member Bobek motioned to deny **Cooperative Agreement for Alternative Education Programs** request for Frontier Public Schools, and to approve the remaining school district requests. Board member Monies seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Ms. Williams Bradley, yes; Mr. Flanagan yes; Mr. Bobek yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

(c) **Library Media Services – OAC 210:35-5-71 and 210:35-9-71**

Forgan Public Schools, Beaver County  
Okeene Public Schools, Blaine County  
Anadarko Public Schools, Caddo County  
Gracemont Public Schools, Caddo County  
Piedmont Public Schools, Canadian County  
Fox Public Schools, Carter County

Lexington Public Schools, Cleveland County  
Noble Public Schools, Cleveland County  
Fletcher Public Schools, Comanche County  
Weatherford Public Schools, Custer County  
(Burcham ES, Weatherford HS)  
Weatherford Public Schools, Custer County  
Ninnekah Public Schools, Grady County  
McCurtain Public Schools, Haskell County  
Duke Public Schools, Jackson County  
Wilburton Public Schools, Latimer County  
Howe Public Schools, LeFlore County  
Agra Public Schools, Lincoln County  
Carney Public Schools, Lincoln County  
Meeker Public Schools, Lincoln County  
Wellston Public Schools, Lincoln County  
Purcell Public Schools, McClain County  
Davis Public Schools, Murray County  
Porum Public Schools, Muskogee County  
Perry Public Schools, Noble County  
Paden Public Schools, Okfuskee County  
Harrah Public Schools, Oklahoma County  
Jones Public Schools, Oklahoma County  
Morris Public Schools, Okmulgee County  
Vanoss Public Schools, Pontotoc County  
Catoosa Public Schools, Rogers County  
Central Public Schools, Sequoyah County  
Liberty Public Schools, Sequoyah County  
Waynoka Public Schools, Woods County

### **3 Year Request**

Cherokee Public Schools, Alfalfa County  
Bennington Public Schools, Bryan County  
Dickson Public Schools, Carter County  
Cache Public Schools, Comanche County  
Flower Mound Public Schools, Comanche County  
Blackwell Public Schools, Kay County  
Hennessey Public Schools, Kingfisher County  
Red Oak Public Schools, Latimer County  
Panama Public Schools, LeFlore County  
Coyle Public Schools, Logan County  
Billings Public Schools, Noble Public Schools  
Shidler Public Schools, Osage County  
Berryhill Public Schools, Tulsa County  
Collinsville Public Schools, Tulsa County  
Keystone Public Schools, Tulsa County

Board members discussed and asked questions regarding **Library Media Services**, Consent Docket 6. (c) requests from Cherokee and Coyle Public Schools on certified/non-certified staffing, hours; deregulation timelines, application review/upgrades, Standard VII Library Media Programs accreditation 2011 deregulation.

Board member Williams Bradley moved to approve the **Library Media Services** requests. Board member Hernandez seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Ms. Williams Bradley, yes; Mr. Flanagan yes; Mr. Bobek yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

- (d) **Library Media Specialist – 70 O.S. § 3-126**  
Verdigris Public Schools, Rogers County

**3 Year Request**  
Alva Public Schools, Woods County

Board members discussed and asked questions regarding **Library Media Specialist Certificate Exemptions**, Consent Docket 6. (d); exemption requirements, and effects of budget shortfalls.

Board member Hernandez moved to approve the **Library Media Specialist Certificate Exemption** requests. Board member Flanagan seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Ms. Hernandez; and Superintendent Hofmeister, yes.

- (e) Request approval on **exceptions** to State Board of Education  
Teacher certification regulations to permit issuance of emergency  
(provisional) certificates –**70 O.S. § 6-187**

Board members discussed and asked questions regarding request for **Exceptions for issuance of emergency (provisional) certificates** Consent Docket 6.(e), inclusions of yearly totals offer and approved, OklaEDschool.com dashboard items; minority/ethnicity data collections, alternative teacher pathways/Senate Bill 217 stipulations and requirements, state ESSA plan, diversity data/statistics, colleges of education data; emergency renewal timeline and retention rates; and required prk-3 teacher training workshops/sessions.

Board member Bobek requested identifying and separating applicants who were employed by a district prior to applying for emergency certification; and by degree(s), certification(s) or experience in areas outside of the emergency certification request.

Jeff Smith, Executive Director, Teacher Certification explained that emergency certification applications are only submitted by school districts and not individual applicants.

Superintendent Hofmeister said the SDE is conducting research encompassing the requested information. It is a tedious, large scale project reviewing individual resumes and work histories that correlate to the teaching profession. What can be provided is the distinction between certified persons applying for emergency certification.

Board member Hernandez motioned to approve issuance of emergency certificates. Board member Monies seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Ms. Williams Bradley, yes; Mr. Flanagan yes; Mr. Bobek yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

## **FEDERAL PROGRAMS & FINANCE**

### **Late Federal Program Claims - Approved**

Monty Guthrie, Deputy Superintendent, presented federal claims requests by school districts that included Moore, Sapulpa, Pond Creek-Hunter, Oklahoma Union, Department of Corrections, Millwood, Asher, Chelsea, Clayton, Pretty Water, Lakeside (DOC) and Merritt.

Board members asked questions and discussed effects of ransom ware attacks slowing school's ability to process work; adjustments to end-of-year budgets; state purchasing process problematic/challenging; late filing effects and federal money liabilities.

Board member Williams Bradley motioned to approve claim requests. Board member Flanagan seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Ms. Williams Bradley, yes; Mr. Flanagan yes; Mr. Bobek yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

## **SCHOOL SUPPORT & ACCOUNTABILITY**

### **Academic Achievement High School Priority Student Group Targets –Approved**

Maria Harris, Executive Director of Accountability presented academic achievement scale score targets used in the state accountability system. Academic achievement indicators track 11<sup>th</sup> grade student groups and school level improvement in performance and proficiency.

Ms. Harris reviewed the indicator performance scale score targets, elimination of double counting proficiency levels, grade/student priority groups and expectations; federal assessment requirements, all student groups proficient by 2030, race/ethnic discrepancies, expert advisory, ESSA plan alignments, interventions, strategies, school-to-school and subject comparisons, performance/equity gaps; SB441, federal finance; Project ECHO and OSU partnership tele-education academic achievement dash board and expert connections; future math and English achievement data, school report card updates 2018 data; Continuance improvement plans, needs assessments, equity resources; statewide College Career Math Ready pilot remedial course/Higher Ed participation, free to school districts/high school seniors and teacher training.

Board member Flanagan motioned to approve the request ACT/SAT 11<sup>th</sup> grade targets for math, ELA and science. Board member Monies seconded the motion. The motion carried with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Ms. Hernandez; and Superintendent Hofmeister, yes.

## **LEGAL SERVICES/STATE BOARD OF EDUCATION**

### **Resolve into Executive Session**

**pursuant to 25 O.S. §§ 307 (B) (4) and (8)** for the purpose of discussing possible action to accept the Hearing Officer's proposed orders to revoke the teacher certificate and certificate number of **Chase Kime - 70 O.S. § 3-104; OAC 210-1-5-6**

### **Resolve into Executive Session**

**pursuant to 25 O.S. §§ 307 (B) (4)** to discuss pending litigation, *Oklahoma Public Charter School Association v. Oklahoma State Board of Education*, in the **District Court of Oklahoma County**, CV-2017-1330

### **Resolve into Executive Session**

**pursuant to 25 O.S. § 307 (B) (4)** to discuss pending litigation, *Midwest City-Del City Independent School District #52, et al., and Western Heights Independent School District #I-1 v. Oklahoma State Department of Education, Joy Hofmeister, State Superintendent of Public Instruction; and Oklahoma State Board of Education*, in the **District Court of Oklahoma County**, CV-2016-1965 and CJ-2016-4826

Board member Bobek moved to convene into Executive Session at 11:53 a.m. Board member Flanagan seconded the motion: The motion carried with the following votes: Ms. Hernandez, yes; Ms. Williams Bradley, yes; Mr. Flanagan yes; Mr. Bobek yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

### **Return to Open Session**

Board member Flanagan moved to return to Open Session at 12:36 p.m. Board member Monies seconded the motion. The motion carried with the following votes: Ms. Hernandez, yes; Ms. Williams Bradley, yes; Mr. Flanagan yes; Mr. Bobek yes; Ms. Monies, yes; and Superintendent Hofmeister, yes.

Superintendent Hofmeister said no decisions were made on the matters discussed in the Executive Session. Brad Clark, General Counsel, Lori Murphy, Assistant General Counsel, and Telana McCullough, Staff Attorney, remained in the Executive Session.

Board member Hernandez motioned to revoke the teacher certificate and certificate number of Chase Kime and instruct the Department of Education to send letter of corrective action to the local school board, Superintendent, Principal, and request to come before the State Board of Education to discuss Title IX training and admonishment.

Board member Bobek seconded the motion: The motion passed with the following votes: Ms. Monies, yes; Mr. Bobek, yes; Mr. Flanagan, yes; Ms. Williams Bradley, yes; Ms. Hernandez; and Superintendent Hofmeister, yes.

## **ADJOURNMENT**

Board member Monies moved to adjourn the meeting at 12:52 p.m. Board member Bobek seconded the motion. Board members unanimously agreed.

The next regular meeting of the State Board of Education will be held on Thursday, October 24, 2019, at 9:30 a.m. The meeting will convene at the State Department of Education-State Board Room, 2500 North Lincoln Blvd., Oklahoma City, Oklahoma.

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Joy Hofmeister, Chairperson of the Board

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Terrie Cheadle, Chief Executive Secretary